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# NASA Policy Directive

**NPD 5101.32D**

Effective Date: April 13, 2003

Expiration Date: April 14, 2013

**COMPLIANCE IS MANDATORY**[Printable Format \(PDF\)](#)[Request Notification of Change](#)

(NASA Only)

**Subject: Procurement (Revalidated 3/6/08)****Responsible Office: Office of Procurement**

## 1. POLICY

The Office of Procurement has Agencywide responsibility for functional management, leadership, and policy direction of procurement and financial assistance activities (excluding Space Act Agreements).

## 2. APPLICABILITY

This NPD is applicable to NASA Headquarters, NASA Centers (including Component Facilities), the NASA Shared Services Center (NSSC), and the Jet Propulsion Laboratory (JPL) to the extent specified in the contract.

## 3. AUTHORITY

- a. 42 U.S.C. 2473(c)(1), Section 203(c)(1) of the National Aeronautics and Space Act of 1958, as amended.
- b. 10 U.S.C. 2302.

## 4. APPLICABLE DOCUMENTS

- a. 48 Code of Federal Regulations (C.F.R.), Chapter 1, the Federal Acquisition Regulations (FAR).
- b. 48 C.F.R., Chapter 18, the NASA FAR Supplement (NFS).

- c. 31 U.S.C. 3727, the Assignment of Claims Act.
- d. 14 C.F.R. Part 1260, Grants and Cooperative Agreements; and 14 C.F.R. Part 1274, Cooperative Agreements with Commercial Firms.
- e. 14 C.F.R. Part 1250 through Part 1252, concerning nondiscrimination in Federally assisted programs; and 14 C.F.R. Part 1265, Governmentwide debarment and suspension (nonprocurement) and Governmentwide requirements for a drug-free workplace (Grants).
- f. 15 C.F.R. Part 700, Defense Priorities and Allocations System.
- g. NPR 5101.33, Procurement Advocacy Programs.
- h. 5 U.S.C. App., the Inspector General Act of 1978, as amended.
- i. OMB Circulars A-50, Audit Follow-up, and A-133, Audits of States, Local Governments, and Non-Profit Organizations.

## **5. RESPONSIBILITY**

- a. The Assistant Administrator for Procurement serves as the NASA Senior Procurement Executive, as defined in FAR 2.101.
- b. The FAR, the NFS, 14 C.F.R. 1260 (Grants and Cooperative Agreements), and 14 C.F.R. Part 1274 (Cooperative Agreements with Commercial Firms) provide specific regulations.

## **6. DELEGATION OF AUTHORITY**

- a. The Assistant Administrator for Procurement is delegated the following authority, in accordance with applicable laws and regulations:
  - (1) Enter into and take other actions for purchases, contracts, grants, cooperative agreements, and other procurement and assistance transactions.
  - (2) Make determinations and decisions for procurement, grants and cooperative agreement matters, except those determinations and decisions required by law or regulation to be made by other authority.
  - (3) Designate source selection officials, contracting officers, grant officers, representatives of contracting officers, and other procurement officials.
  - (4) Exercise priorities authority on behalf of NASA in accordance with the Defense Priorities and Allocations System (15 CFR Part 700), the FAR, and the NFS.
  - (5) Serve as the NASA member of the Federal Acquisition Regulatory Council.
  - (6) Make determinations of need for no-setoff commitments under the Assignment of Claims Act in accordance with FAR 32.803(d).
  - (7) Waive the applicability of Cost Accounting Standards for a contract or subcontract.
  - (8) Serve as the NASA Deputy Chief Acquisition Officer.

(9) Serve as the NASA Competitive Sourcing Official, with responsibility for Agency implementation of the President's Management Agenda Competitive Sourcing (including A-76) and the FAIR Act.

b. The Director of the Contract Management Division is the designee for the Assistant Administrator for Procurement to serve as the following:

(1) The Agency Procurement Ombudsman, but not executing Procurement Ombudsman duties when acting as the Agency Senior Procurement Executive, and

(2) The Value Engineering Manager.

c. The Assistant Administrator for Procurement is further authorized to designate Heads of the Contracting Activities (HCAs) and delegate authority in accordance with applicable laws and regulations to appropriate Center, NSSC or HQ personnel as follows:

(1) Enter into and take other actions for purchases, contracts, grants, cooperative agreements, and other procurement and assistance transactions subject to applicable procurement and assistance-related policies and procedures, with the exception of agreements based on NASA's other transactional authority.

(2) Designate source selection officials, contracting officers, grant officers, Ombudsmen, and representatives of contracting officers under their respective jurisdictions. The official designated Procurement Ombudsman will not assume any duties or responsibilities as a source selection official, a member of a source evaluation board, or act in the capacity of a contracting officer.

(3) Make determinations and decisions for procurement, grants, and cooperative agreement matters under their respective jurisdictions where such authority has been delegated to the Assistant Administrator for Procurement.

d. When appropriate and necessary (unless prohibited in the FAR or NFS), HCAs and the Procurement Officer at the NASA Management Office - JPL may further redelegate the authority in subparagraphs 6c(1) and 6c(3). In addition HCAs (not to include the Procurement Officer at NMO-JPL) may redelegate the authority in 6c(2). Redelegations will be in writing.

## **7. MEASUREMENTS/VERIFICATION**

None.

## **8. CANCELLATION**

NPD 5101.32C, dated April 13, 2003

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**Revalidated 03/6/2008, Original signed by**

**/s/ Sean O'Keefe  
Administrator**

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**ATTACHMENT A: (TEXT)**

None.

**(URL for Graphic)**

None.

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